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Date: June 25, 2008 Name: Andrew D. Stover, Reg. No. 38,629 Signature: /Andrew D. Stover/

PATENT
Case No. 33-759

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Oberth et al.

Serial No: 09/512,894

Filed: February 24, 2000

For: HIGHWAY CRASH CUSHION AND
COMPONENTS THEREOF

Examiner: Hartmann, Gary S.

Group Art Unit: 3671

Conf. No.: 6061

RESPONSE TO FEBRUARY 25, 2008 OFFICE ACTION

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In the Office Action mailed February 25, 2008,¹ the Examiner remarked that the reissue oath/declaration was defective for purportedly failing to provide both post office addresses and residences for each inventor, and further for purportedly failing to contain a statement that all errors up to the time of filing arose without any deceptive intention on the part of the applicant (Office Action at 2). Applicants respectfully disagree with the noted assertions: (1) all requisite post office address and residence information was provided, and (2) the language of the prior reissue

¹ Applicants have enclosed herewith a petition for a one-month extension of time.

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declarations satisfied the rule requirements and in fact matches the language of the exemplary declaration (PTO/SB/52) provided as an example in MPEP 1414.

Nonetheless, in an effort to expedite the protracted prosecution, and given that this remains the only outstanding obstacle to reissue, Applicants have submitted herewith a Supplemental Reissue Declaration by the Applicants. The Supplemental Reissue Declaration uses the precise language provided by the Examiner in the outstanding Office Action (Office Action at 3), and includes both residence, post office address and citizenship for each inventor. Accordingly, Applicants respectfully request that this reissue application be passed to allowance and notice to that effect is earnestly solicited.

If any further questions remain about any of the reissue declarations, Applicants respectfully request that the Examiner contact the undersigned attorney at (312) 321-4713.

Respectfully Submitted,

Dated: June 25, 2008

By: /Andrew D. Stover/
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